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10 UNITED STATES DISTRICT COURT
11
12 NORTHERN DISTRICT OF CALIFORNIA

13 ANN OTSUKA, an individual; JANIS) Case No.: C-07-02780 SI
14 KEEFE, an individual; CORINNE PHIPPS, an)
15 individual; and JUSTIN KISER, an individual;) **DECLARATION OF ARTHUR KIM IN**
16 and on behalf of all others similarly situated,) **OPPOSITION TO DEFENDANTS'**
17) **MOTION TO DISMISS PLAINTIFF ANN**
18 Plaintiffs,) **OTSUKA BASED ON FAILURE TO**
19 v.) **APPEAR FOR DEPOSITION**

20 POLO RALPH LAUREN CORPORATION; a)
21 Delaware Corporation; POLO RETAIL, LLC.,)
22 a Delaware Corporation; POLO RALPH)
23 LAUREN CORPORATION, a Delaware)
24 Corporation, doing business in California as)
25 POLO RETAIL CORP; FASHIONS OUTLET)
26 OF AMERICA, INC., a Delaware Corporation)
27 and DOES 1-500, inclusive,)

Defendants.)

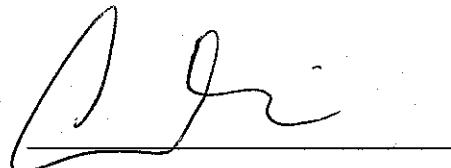
I, Arthur Kim, declare as follows:

1. I am an attorney duly licensed to practice law in the State of California and
before this Court, an attorney at the Law Offices of Daniel L. Feder, and counsel for Plaintiff
ANN OTSUKA ("Plaintiff") in the above-referenced matter.

1 2. I have personal knowledge of the matters alleged herein, and could and would
2 competently testify to these matters if requested to do so at trial.

3 3. I have previously been in touch with Plaintiff regarding her case. I spoke with
4 Plaintiff one or more times in or around August 2007 by phone (I possess her last known
5 home phone number, but not her cellular phone number). I also met with Plaintiff at our
6 offices on or about August 30, 2007. At this time, she submitted a declaration to the Court
7 reiterating her desire to pursue the action.

8 I declare, under penalty of perjury, under the laws of the State of California that the
9 foregoing is true and correct. Executed at San Francisco, California this 5 day of June,
10 2008.



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Arthur Kim